

REMARKS

Claims 1-6 and 8-30 are pending. Claims 12-30 have been withdrawn. Claims 1 and 5 have been amended. Claims 2-4, and 6-11 have been cancelled. Rejoinder is requested for claim 29.

The Examiner has found claims 4 and 10 to be allowable if rewritten in independent form to include all of the limitations of the base claim and any intervening claims. Applicants have amended the base claims 1 and 5 to incorporate the limitations of claims 4 and 10 and intervening claim 2. Applicant has also amended claims 1 and 5 to correct the indefiniteness issue raised by the Examiner.

Applicants traverse the Examiner's rejection of claims 1-3, 5, 6, 8, 9 and 11 as obvious in view of Sun et al. and Blaszczyk et al. and reserve the right to prosecute these claims in a continuation application.

CONCLUSION

Applicants respectfully submit that this case is in condition for immediate allowance. Early and favorable consideration leading to prompt issuance of this Application is earnestly solicited.

Applicants petition for a three-month extension of time to file the response. Applicants authorize that the amount of \$555 covering the extension fee be charged to Deposit Account No. 14-0740. Applicants authorize that any deficiencies that may be due be charged to the same Account.

Respectfully submitted,

NEW ENGLAND BIOLABS, INC.

Date: October 13, 2009

Customer No.: 28986

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